

THE PLANT PROTECTION ACT.

Statutory Instrument 31—3.

The Plant Protection (Importation of Plants) Order.

Arrangement of Paragraphs.

Paragraph

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Schedule Prohibited plants and seeds.

THE PLANT PROTECTION ACT.

Statutory Instrument 31—3.

The Plant Protection (Importation of Plants) Order. *(Under section 8 of the Act.)*

1. Citation.

This Order may be cited as the Plant Protection (Importation of Plants) Order.

2. Prohibition of imports.

(1) No plant or part of a plant shall be imported into Uganda except under the authority of a permit previously obtained from, and signed by, the commissioner for agriculture or an officer of the department of agriculture authorised by the commissioner, and subject to the conditions stated in the permit.

(2) This restriction shall not apply to seeds except those included in the Schedule to this Order.

3. Order not to apply to imports for transit.

This Order shall not apply to the importation of plants or parts of a plant or seeds specified in the Schedule to this Order for transit through Uganda except as provided in paragraph 14 of this Order.

4. Applications for permits.

All applications for permits shall state—

- (a) the full name and address of the applicant;
- (b) the name and address of the person or firm from whom the plants or seeds are to be obtained;
- (c) the names and quantities of the plants or seeds to be obtained; and
- (d) the name of the farm or estate on which the plants or seeds are to be planted and the district or area in which it is situated.

5. Ports of entry.

No plant or part of a plant or seeds specified in the Schedule to this Order shall be imported into Uganda except through one of the following ports or places of entry—

- (a) Kampala;
- (b) Port Bell;
- (c) Entebbe; and
- (d) Mombasa,

except that additional places of entry may be specified on permits issued under paragraph 2 of this Order at the discretion of the officer issuing the permit.

6. Examination.

All plants, seeds and fruits, other than dried, canned or bottled fruits, imported into Uganda shall be examined by an inspector unless inspection is specifically excluded under the conditions stated on the permit issued under paragraph 2 of this Order.

7. Powers of inspector.

An inspector may—

- (a) direct, authorise or carry out the disinfection or treatment of any plant and of any article believed by him or her to be infected with a pest or disease or likely to infect any plant with a pest or disease;
- (b) direct, authorise or carry out the immediate destruction of any imported plant or article which on inspection appears to be infected with any pest or disease where, in the opinion of the inspector, disinfection or treatment is impracticable or will not be a complete safeguard, or the delay caused by disinfection or treatment would give rise to the risk of the introduction or spread of any pest or disease; and
- (c) direct, authorise or carry out the disinfection or fumigation of any vessel, vehicle or aircraft which in the opinion of the inspector is harbouring any pest or disease, or any article likely to infest any plant with a pest or disease.

8. Delivery by customs, etc. for examination.

(1) Any package or parcel containing any plant or seed imported otherwise than by post shall be delivered to an inspector by the commissioner of customs and excise.

(2) Any package or parcel containing any plant or seed imported by post shall be delivered to an inspector by the managing director of the Uganda Posts and Telecommunications Corporation.

(3) After examination and treatment as provided in subparagraphs (1) and (2) of this paragraph the package or parcel shall, except where the package, parcel, plant or seed has been destroyed under the instructions of the inspector, be returned by the inspector to the commissioner of customs and excise or the managing director of the Uganda Posts and Telecommunications Corporation, as the case may be, for delivery to the addressee.

9. Compensation.

No compensation shall be payable in respect of any package, parcel, article, plant or seed destroyed or damaged in any treatment required to be carried out under this Order.

10. Quarantine.

The commissioner for agriculture may require imported plants to be detained in quarantine or in special nurseries or places approved by him or her for such period as he or she may think fit.

11. Prohibition of imports from certain countries.

The importation of all species of fruit trees and fruit grown in or consigned from Japan, China, Korea or Manchuria is prohibited.

12. Fodder.

No plant or part of any plant of the order *Gramineae* (except seeds) intended for use as fodder shall be imported into Uganda.

13. Living insects, etc.

No living insects or invertebrate animals in any stage, known or likely to be

injurious to agriculture or to infect any plant with any pest or disease, may be imported except by virtue of a permit previously obtained from and signed by the commissioner for agriculture and under the conditions stated in the permit.

14. Conditions relating to transit.

No plants, portions of plants or such seeds as are specified in the Schedule to this Order may be introduced into Uganda for transit through Uganda except under the following conditions—

- (a) the plants, portions of plants or seeds must be securely packed in cases, or in sound new bags of substantial sacking, with an overlap at the mouth and fastened to the satisfaction of an inspector or of a customs officer;
- (b) every case or bag containing the plants, portions of plants or seeds must be sealed and marked plainly to show the country of origin at the port or place of entry, and no such case or bag shall thereafter be opened within the limits of Uganda; and
- (c) if any such case or bag becomes so damaged in the course of transit through Uganda as to render it possible that any plants, portions of plants or seeds may escape from it, the case or bag and any plants, portions of plants or seeds in or from that case or bag may, at the discretion of an inspector, be destroyed.

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Schedule.

paras. 2, 3, 5, 14.

Prohibited plants and seeds.

- A. Prohibited seeds—
1. *Acacia* spp. —
 2. Alsike *Trifolium* spp.
 3. Aquatic plants all species
 4. Artichokes (Jerusalem) *Helianthus* sp.
 5. Avocado *Persea* spp.
 6. Banana *Musa* spp. and *Ensete* spp.
 7. Barberry *Berberis* sp. and *Mahonia* sp.
 8. Beans and peas *Dolichos*, *Lathyrus*, *Phaseolus*,
Pisum, *Vicia* and *Vigna*
 9. Buckthorn *Rhamnus* spp.
 10. Cacao *Theobroma cacao*
 11. Cashew *Anacardium* sp.
 12. Cassava *Manihot* sp.
 13. Castor *Ricinus* sp.
 14. Cereals (barley, oats, rye) *Hordium*, *Avena*, *Secale*
 15. Chestnut *Castanea vulgaris*
 16. Chillies *Capsicum* spp.
 17. Citrus *Citrus* spp.
 18. Clover *Trifolium* sp.
 19. Cloves *Eugenia caryophyllata*
 20. Cocaine *Erythroxylum cocoa*
 21. Coconuts *Cocos nucifera*
 22. Coffee *Coffee* spp.
 23. Conifers All species of *coniferae*
 24. Coriander *Coriandrum sativum*
 25. Cotton *Gossypium* spp.

26.	Date palm	<i>Phoenix dactylifera</i>
27.	Elm	<i>Ulmus</i> spp. and <i>Kelkova</i> spp.
28.	<i>Eucalyptus</i> spp.	—
29.	<i>Eugenia</i> spp.	—
30.	Flax and linseed	<i>Linum usitatissimum</i>
31.	Grasses	All <i>Gramineae</i>
32.	Groundnuts	<i>Arachis hypogaea</i>
33.	<i>Helianthus</i> spp.	—
34.	Indian hemp	<i>Cannabis sativa</i>
35.	Jute	<i>Corchorus</i> spp.
36.	Kapok	<i>Ceiba</i> sp.
37.	Kola	<i>Cola</i> spp.
38.	Lentils	<i>Lens esculenta</i>
39.	Linseed	<i>Linum usitatissimum</i>
40.	Lucerne	<i>Medicago</i> spp.
41.	Maize	<i>Zea mays</i>
42.	Mango	<i>Mangifera indica</i>
43.	Millet	<i>Eleusine</i> , <i>Panicum</i> , <i>Pennisetum</i> , <i>Setaria</i>
44.	Mimosa	<i>Acacia</i> spp.
45.	Mistletoe	<i>Viscum alba</i> and <i>Phoradendron flavescens</i>
46.	Musaceae	<i>Revenala</i> spp., <i>Strelitzia</i> spp., <i>Heliconia</i> spp., <i>Lowia</i> spp. and <i>Orchidantha</i> spp.
47.	New Zealand flax	<i>Phormium tenax</i>
48.	Oil palm	<i>Elaeis guineensis</i>
49.	Olive	<i>Olea</i> spp.
50.	Opium poppy	<i>Papaver somniferum</i>
51.	<i>Opuntia</i> spp.	—
52.	Passion flowers and fruit	<i>Passiflora</i> spp. and <i>Tacsonia</i> spp.

53.	Peas and beans	<i>Dolichos, Lathyrus, Phaseolus, Pisum, Vicia and Vigna</i>
54.	Pepper	<i>Piper nigrum</i>
55.	Plantain	<i>Musa spp. and Ensete spp.</i>
56.	Poppy (opium)	<i>Papaver somniferum</i>
57.	Potatoes	<i>Solanum tuberosum</i>
58.	Prickly pear	<i>Opuntia spp.</i>
59.	Pyrethrum	<i>Chrysanthemum cinerariaefolium</i>
60.	Rice	<i>Oryza sativa</i>
61.	Rosaceous fruit trees	—
62.	Rubber	<i>Hevea spp.</i>
63.	Simsim	<i>Sesamum indicum</i>
64.	Sisal	<i>Agave spp.</i>
65.	Sorghum	<i>Sorghum spp.</i>
66.	Soya bean	<i>Glycine spp.</i>
67.	Sugarcane	<i>Saccharum spp.</i>
68.	Sunflower	<i>Helianthus spp.</i>
69.	Tea	<i>Thea sinensis</i>
70.	Tobacco	<i>Nicotiana spp.</i>
71.	Tomato	<i>Lycopersicum esculentum</i>
72.	Tung	<i>Aleurites spp.</i>
73.	Vines	<i>Vitis spp.</i>
74.	Weed species	—
75.	Wheat	<i>Triticum spp.</i>

B. Seeds of any other species not specified in paragraph (A) of this Schedule unless the seeds are packed in sealed packages bearing the name and address of the person responsible for the packing and provided that each such package contains only one single species of seed correctly described on the outside of the package.

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History: S.I. 244-3.
